

AMENDED IN SENATE APRIL 27, 2015

SENATE BILL

No. 432

Introduced by Senator Mendoza

February 25, 2015

An act to repeal ~~Section 1725~~ *Sections 1725 and 2015* of the Labor Code, relating to public works.

LEGISLATIVE COUNSEL'S DIGEST

SB 432, as amended, Mendoza. Public works: aliens.

Existing law, with certain exceptions, requires the payment of not less than the general prevailing rate of per diem wages, for work of a similar character in the locality in which a public works project is performed, to all workers employed on a public works project. With respect to the extension of public works, existing law extends preference for employment first to California citizens, next to citizens of other states who are in California at the time of application, and next to aliens who are in California at the time of application. Existing law defines "alien" as any person who is not a born or fully naturalized citizen of the United States.

Under existing law, the Department of Finance is required to ascertain and secure from state agencies tentative plans for the extension of public works that are best adapted to supply increased opportunities for advantageous public labor during periods of temporary unemployment in the state. These employment opportunities are available according to the hiring preferences described above.

This bill would repeal this definition of "~~alien~~," "alien" and the provision requiring those preferences to be applied to the extension of public works employment during periods of unemployment in the state.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 1725 of the Labor Code is repealed.
- 2 SEC. 2. Section 2015 of the Labor Code is repealed.
- 3 ~~2015. Preference for employment under this chapter shall be~~
- 4 ~~extended: First, to citizens of this State. Second, to citizens of other~~
- 5 ~~States within the United States, who are within the State at the~~
- 6 ~~time of making application. Third, to aliens who are within the~~
- 7 ~~State at the time of making application.~~